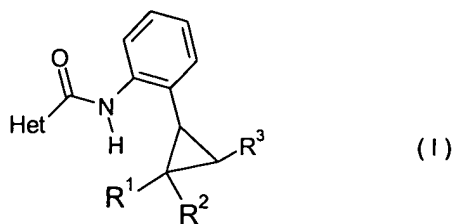


Amendments to the Claims

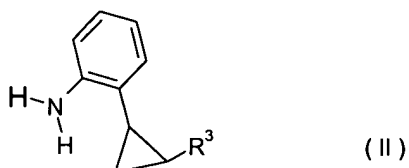
1. (Original) A compound of formula (I):



Het is a 5- or 6-membered heterocyclic ring containing one to three heteroatoms, each independently selected from oxygen, nitrogen and sulphur, the ring being substituted by groups  $R^4$ ,  $R^5$  and  $R^6$ ;  $R^1$  is hydrogen or halo;  $R^2$  is hydrogen or halo;  $R^3$  is optionally substituted  $C_{2-12}$  alkyl, optionally substituted  $C_{2-12}$  alkenyl, optionally substituted  $C_{2-12}$  alkynyl, optionally substituted  $C_{3-12}$  cycloalkyl, optionally substituted phenyl or optionally substituted heterocyclyl; and  $R^4$ ,  $R^5$  and  $R^6$  are, independently, selected from hydrogen, halo, cyano, nitro,  $C_{1-4}$  alkyl,  $C_{1-4}$  haloalkyl,  $C_{1-4}$  alkoxy( $C_{1-4}$ )alkyl and  $C_{1-4}$  haloalkoxy( $C_{1-4}$ )alkyl, provided that at least one of  $R^4$ ,  $R^5$  and  $R^6$  is not hydrogen.

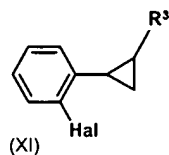
2. (Original) A compound of formula (I) as claimed in claim 1 where Het is pyrrolyl, pyrazolyl, thiazolyl, pyridinyl, pyrimidinyl, thiophenyl, furyl, isothiazolyl or isoxazolyl, each being substituted by groups  $R^4$ ,  $R^5$  and  $R^6$ .
3. (Currently amended) A compound of formula (I) as claimed in claim 1 ~~or 2~~ where  $R^1$  is hydrogen or fluoro.
4. (Currently amended) A compound of formula (I) as claimed in claim 1, ~~2 or 3~~ where  $R^2$  is hydrogen or fluoro.
5. (Currently amended) A compound of formula (I) as claimed in claim 1, ~~2, 3 or 4~~ where  $R^3$  is  $C_{2-6}$  alkyl, optionally substituted  $C_{3-8}$  cycloalkyl, phenyl, thienyl or furyl.

6. (Currently amended) A compound of formula (I) as claimed in claim 1, ~~2, 3, 4~~ ~~or 5~~ where  $R^4$ ,  $R^5$  and  $R^6$  are, independently, selected from hydrogen, halogen,  $C_{1-4}$  alkyl,  $C_{1-4}$  haloalkyl and  $C_{1-4}$  alkoxy( $C_{1-4}$ )alkyl; provided that at least one of  $R^4$ ,  $R^5$  and  $R^6$  is not hydrogen.
7. (Currently amended) A compound of formula (II):

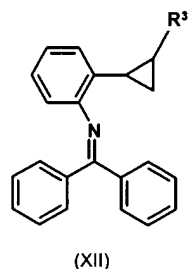


where  $R^3$  is as defined in claim 1 ~~or 5~~.

8. (Original) A process for preparing a compound of formula (II) as claimed in claim 7 which comprises a step using a Pd(II)catalyst-ligand-system where the ligand is selected from a suitable sterically demanding phosphine to react a compound of formula (XI)



with benzophenone imine optionally in the presence of a base to produce a compound of formula (XII)



where Hal is bromo or iodo; and  $R^3$  is as defined in claim 7.

9. (Original) A composition for controlling microorganisms and preventing attack and infestation of plants therewith, wherein the active ingredient is a compound of formula (I) as claimed in claim 1 together with a suitable carrier.
10. (Original) A method of controlling or preventing infestation of cultivated plants by phytopathogenic microorganisms by application of a compound of formula (I) as claimed in claim 1 to plants, to parts thereof or the locus thereof..